

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

JESSE R. GONZALES,

Petitioner,

v.

JASON BENNETT,

Respondent.

CASE NO. 2:23-cv-01883-RSL-GJL

**ORDER ADOPTING REPORT
AND RECOMMENDATION**

The Court, having reviewed the Report and Recommendation of Magistrate Judge Grady J. Leupold, objections to the Report and Recommendation, if any, and the remaining record, does hereby find and ORDER:

- (1) The Court adopts the Report and Recommendation.
- (2) Petitioner's federal habeas Petition is dismissed without prejudice.
- (3) A certificate of appealability shall not issue in this case.
- (4) The Clerk is directed to send copies of this Order to Petitioner, counsel for Respondent, and to the Hon. Grady J. Leupold.

DATED this 29th day of May, 2024.



ROBERT S. LASNIK
United States District Judge